

1 MICHAEL J. TUTEUR (*Pro Hac Vice*)
mtuteur@foley.com
2 **FOLEY & LARDNER LLP**
111 HUNTINGTON AVENUE, SUITE 2500
BOSTON, MA 02199-7610
3 TELEPHONE: 617.342.4000
FACSIMILE: 617.342.4001

4 MICHAEL M. CONWAY (*Pro Hac Vice*)
mconway@foley.com
5 MARTIN J. BISHOP (*Pro Hac Vice*)
mbishop@foley.com
6 **FOLEY & LARDNER LLP**
321 NORTH CLARK STREET, SUITE 2800
Chicago, IL 60654-5313
7 TELEPHONE: 312.832.4500
FACSIMILE: 312.832.4700

8 NANCY L. STAGG, SBN 157034
nstag@foley.com
9 **FOLEY & LARDNER LLP**
402 WEST BROADWAY, SUITE 2100
10 SAN DIEGO, CA 92101-3542
TELEPHONE: 619.234.6655
11 FACSIMILE: 619.234.3510

12 TAMMY H. BOGGS, SBN 252538
tboggs@foley.com
13 **FOLEY & LARDNER LLP**
3579 VALLEY CENTRE DRIVE, SUITE 300
SAN DIEGO, CA 92130-3302
14 TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773

15 Attorneys for Defendant: 1-800 Contacts, Inc.

16
17 **UNITED STATES DISTRICT COURT**
18 **SOUTHERN DISTRICT OF CALIFORNIA**

19
20 ROBERT REED,
21 Plaintiff,
22 v.
23 1-800 CONTACTS, INC.,
24 Defendant.

Case No: 12-cv-2359-JM-BGS

**DEFENDANT 1-800 CONTACTS,
INC.'S STATEMENT OF NON-
OPPOSITION TO PLAINTIFF'S
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: August 26, 2013
Time: 10:00 a.m.
Dept: 5D
Judge: Hon. Jeffrey T. Miller

1 Pursuant to Local Civil Rule 7.1(e) and Chambers' Rules, Defendant 1-800
2 Contacts, Inc. files this statement of non-opposition to inform the Court that it does
3 not oppose Plaintiff's Motion for Preliminary Approval of Class Action Settlement
4 filed on July 26, 2013, Doc No. 40.

5 Dated: August 9, 2013

FOLEY & LARDNER LLP

MICHAEL J. TUTEUR

MICHAEL M. CONWAY

MARTIN J. BISHOP

NANCY L. STAGG

TAMMY H. BOGGS

11 By: /s/ Tammy H. Boggs
12 TAMMY H. BOGGS
13 Attorneys for Defendant 1-800
14 CONTACTS, INC.
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CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2013, I electronically transmitted the attached document to the Clerk's office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing has been sent to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

/s/ Tammy H. Boggs
TAMMY H. BOGGS